

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

RANDY M. CARTER, )  
 )  
 Petitioner, )  
 )  
 v. ) No. 4:06-CV-533 (DDN)  
 )  
 JILL McGUIRE, )  
 )  
 Respondent. )

**ORDER OF DISMISSAL**

**IT IS HEREBY ORDERED** that petitioner's application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 is **DISMISSED**, without prejudice.

**IT IS FURTHER ORDERED** that if petitioner appeals from the dismissal of his § 2254 petition, then a certificate of appealability shall not issue.

Dated this 15th day of June, 2006.

  
CHARLES G. SHAW  
UNITED STATES DISTRICT JUDGE